

THIRD AMENDED TRUSTEE'S CONFIRMATION REPORT -7/5/17

DEBTOR: Warren G. Gill, Sr.

ATTORNEY: David Stern, Esq.

CASE NO. 16-20848-PRW

ATTORNEY FEES: \$2,800

Additional Attorney Fees: \$

I. TRUSTEE RECOMMENDATION: X Plan Recommended Plan Not Recommended

II. PLAN FILED DATE: 6/14/17 (ECF BK No. 73)

A. PAYMENTS: \$ 1,067 per monthly through TFS starting 6/19/17.

B. REPAYMENT:

To secured creditors \$48,689 with interest \$ 53,589

To priority creditors \$1,610

To unsecured creditors \$6,763 100 %

General unsecured debt \$4,635 (UIB)

Duration of Plan 5 years

Total Scheduled Debt \$102,412 incl. mortgages

C. FEASIBILITY:

Monthly Income \$4,444 (net) \$4,444.64 (gross)

Less Estimated Expenses \$3,377

Excess for Wage Plan \$1,068

D. OBJECTIONS to Confirmation:

E. Other comments:

☐ risk factor 3 because of prior bankruptcies

☐ need judgments removed

☐ need appraisals of real estate and personal property

☐ need certification of post petition DSO payments.

☒ other: 1. The term of the plan commences with confirmation. Payments made

prior to that date will be added to the plan.

2. Regional Acceptance must be served under Rule 7004 with the new plan which crams down the secured portion of their claim. Served June 14, 2017.

☐ need mortgages eliminated

☐ need motions to value collateral

☐ need proof of surrender efforts

III. TREATMENT OF SECURED CLAIMS/LEASE ARREARS: [Interest rate unless otherwise stated: %]

Creditor	Amt of Claim	Security Claimed	Perfectured	Plan Treatment	Monthly Pmt
Carrington Mtg.	\$91,672.91	Arrears	Yes	\$30,649.69 + 0%	\$510.83
City of Rochester	\$9,790.25	R/P Taxes	Yes	Full + 12%	\$217
City of Rochester	\$193.63	Water	Yes	Full + 12%	\$15
County of Monroe	\$855	R/P Taxes	Yes	Full + 18%	\$22
Regional Acceptance	\$10,409.93	'08 Saturn	Yes	\$7,200 + 5.75%	\$138

IV. SPECIAL PLAN PROVISIONS:

A. CLASSIFICATION of unsecured creditors: *Not applicable*

Class 1:	%	\$
Class 2:	%	\$
Class 3	%	\$

B. Rejection of executory contracts:

C. Other Plan Provisions:

V. BEST INTEREST TEST:

A. All assets were listed.

B. Total market value of assets: \$ 64,491

Less valid liens \$ 61,140

Less exempt property \$ 3,351

(Available for judgment liens)

Subtotal \$ 0

Less est. Chapter 7 fees \$ 0

C. Total available in liquidation \$ 0

D. Best interests including present value \$ 0

0 Less priority claims \$ 1,610

(Support \$)

E. Amount due to unsecured \$ 0

F. Amount to be distributed to unsecured creditors \$ 6,763

G. Nature of major non-exempt assets:

VI. OTHER:

A. Debtor(s) states that the plan is proposed in good faith with intent to comply with the law.

B. Debtor(s) states that to the best of its knowledge there are no circumstances that would affect the ability to make the payments under the plan.

C. (If a business) The Trustee has investigated matters before him relative to the condition of debtor's business, and has not discovered any actionable causes concerning fraud, dishonesty, incompetence, misconduct, mismanagement or irregularities in managing said business.

D. Debtor requests no wage order because: X disability or retirement, self employed, risk of job loss, other

E. Converted from Chapter 7 because: Non Applicable.

/S/ _____
GEORGE M. REIBER, TRUSTEE